

RECORD OF PRECEEDINGS
PUEBLO COUNTY LIQUOR AND MARIJUANA LICENSING BOARD
MONDAY, SEPTEMBER 13, 2021
6:00 P.M.
COMMISSIONERS' CHAMBERS AT PUEBLO COUNTY COURTHOUSE
215 WEST 10TH STREET

The following are summarized statements from the Pueblo County Liquor and Marijuana Licensing Board members and County Staff. Please refer to the Pueblo County Facebook page to watch the full video of the meeting.

I. ATTENDANCE/EXCUSED

Members Present: Kim Archuletta, Brian Casaus, Tom Emerson, Henry Reyes, Lucretia Robinson, Judith Stein

Members Absent: Wallace Rice (Excused)

Staff Present: Carmen Howard, Director of Planning and Development; Gail Wallingford-Ingo, Deputy Director of Planning and Development; Sarah Long, Assistant County Attorney; Peter Blood, Assistant County Attorney; Tawnya Stringer, Licensing Manager; Kim Wiley, Recording Secretary

Ms. Long called the Pueblo County Liquor and Marijuana Licensing Board (LMLB) meeting to order at 6:00 P.M.

II. APPROVE THE MEETING MINUTES OF AUGUST 9, 2021

Mr. Reyes motioned to approve the meeting minutes of August 9, 2021. Ms. Stein seconded the motion. The motion carried unanimously.

III. APPROVE AGENDA OF SEPTEMBER 13, 2021

Ms. Long requested the removal of Regular Meeting Agenda item V.A.1.a, Renewal Application for Three Rivers Development, LLC dba Three Rivers Dispensary.

Ms. Wiley requested to amend item IV.A.1.a. to reflect a Renewal Application for a Hotel and Restaurant Liquor License rather than Tavern Liquor License.

Mr. Casaus motioned to approve the amended agenda of the September 13, 2021 meeting. Ms. Robinson seconded the motion. The motion carried unanimously.

IV. CONSENT MEETING AGENDA ITEMS

Chairperson Archuletta requested the staff memorandums and any applicable Findings and Orders be made part of the record of proceedings.

Mr. Reyes requested item IV.B.3.a, Approval of Hearing Officer Findings and Order for a Retail Marijuana Cultivation Facility located at 59 North Laser Drive, Pueblo West, Colorado

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81007 submitted by Bennett Holdings, LLC, be moved to the Regular Meeting agenda as item V.A.1.a.

Mr. Casaus motioned to approve the consent meeting agenda as amended. Ms. Stein seconded the motion. The motion carried unanimously.

LIQUOR LICENSES

- Renewal Application for a Hotel and Restaurant Liquor License and Cabaret License located at 190 West Palmer Lake Drive, #1, Pueblo West, Colorado 81007 submitted by Buckshot Bar and Grill, LLC dba Buckshot Bar and Grill.
- Renewal Application for a Hotel and Restaurant Liquor License and Cabaret License located at 944 East Kimble Drive, Pueblo West, Colorado 81007 submitted by Drop Inc dba Do Drop Inn West.
- Renewal Application for a Liquor Store located at 6654 Highway 165, Colorado City, Colorado 81019 submitted by Fast Break, LLC dba Fast Break.
- Renewal Application for a Fermented Malt Liquor License located at 1017 North Market Plaza, Pueblo West, Colorado 81007 submitted by Safeway Stores 46, Inc dba Safeway Store #1760.
- Renewal Application for a Tavern Liquor License and Cabaret License located at 214 South McCulloch Boulevard, Pueblo West, Colorado 81007 submitted by TNT, LLC dba Tumbleweed Tavern.
- Application for a New Tastings Permit for a Liquor Store located at 316 South McCulloch Boulevard, Pueblo West, Colorado 81007 submitted by Khund, LLC dba Cheers in Pueblo West for the dates of September 17, 2021 to April 1, 2022.
- Application for a New Tastings Permit for a Liquor Store located at 74 North McCulloch Boulevard, #150, Pueblo West, Colorado 81007 submitted by SDDS, Inc dba Warehouse Liquor in Pueblo West for the dates of September 17, 2021 to February 18, 2022.

MARIJUANA ESTABLISHMENT LICENSES

- Renewal Application for a Medical Marijuana Products Manufacturer and Retail Marijuana Products Manufacturer located at 3373 South Interstate 25, Pueblo, Colorado 81004 submitted by AB CO Packaging, LLC.
- Renewal Application for a Retail Marijuana Cultivation Facility located at 77 North Laser Drive, Suite H, Pueblo, Colorado 81007 submitted by Clearwater Buds, LLC.

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- Renewal Application for a Retail Marijuana Cultivation Facility located at 24 North Research Drive, Pueblo West, Colorado 81007 submitted by Clearwater Campus, LLC.
- Renewal Application for a Retail Marijuana Cultivation Facility located at 6183 Red Creek Springs Road, Pueblo, Colorado 81005 submitted by Collected Sun, LLC dba Collected Sun.
- Renewal Application for a Retail Marijuana Cultivation Facility located at 8444 West State Highway 96, Pueblo, Colorado 81005 submitted by Colorado Gold, LLP dba Sticky Icky's.
- Renewal Application for a Medical Marijuana Cultivation Facility located at 59 North Fabrication Drive, Pueblo West, Colorado 81007 submitted by Fresh Fab, LLC.
- Renewal Application for a Medical Marijuana Products Manufacturer and Retail Marijuana Products Manufacturer located at 412 South McCulloch Boulevard, Units F and G, Pueblo West, Colorado 81007 submitted by Infinite Infusions, LLC dba Infinite Infusions.
- Renewal Application for a Medical Marijuana Store located at 74 North McCulloch Boulevard, Suite 120, Pueblo West, Colorado 81007 submitted by Long Gone Farms, LLC.
- Renewal Application for a Retail Marijuana Cultivation Facility located at 2387 Little Burnt Mill Road, Pueblo, Colorado 81005 submitted by Ohana Mauna Gardens, LLC.
- Renewal Application for a Retail Marijuana Cultivation Facility and Retail Marijuana Products Manufacturer located at 33625 East United Avenue, Pueblo, Colorado 81001 submitted by Silver Lake Holdings, LLC dba Rooted.
- Renewal Application for a Retail Marijuana Cultivation Facility located at 1328 South La Crosse Avenue, Pueblo, Colorado 81001 submitted by Statewide Supply dba Statewide Supply.
- Change of Ownership Application for a Retail Marijuana Store and Retail Marijuana Cultivation located at 748 East Industrial Boulevard, Pueblo, Colorado 81007 submitted by Colorado Cannabis Associates, LLC dba The Spot. Removing owners and adding new owners.
- Change of Ownership Application for a Retail Marijuana Cultivation Facility located at 127 South Neilson Avenue, Pueblo, Colorado 81001 submitted by Farm Boy, LLC dba Los Suenos Farms. Removing owners and adding new owners.

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- Change of Ownership Application for a Retail Marijuana Cultivation Facility located at 920 38th Lane, Pueblo, Colorado 81006 submitted by High Colorado Farms, LLC. Removing owners and adding new owners.
- Change of Ownership Application for Retail Marijuana Store and Retail Marijuana Products Manufacturer located at 30899 Highway 50 East, Pueblo, Colorado 81006 submitted by PBS Holdco, LLC dba Star Buds and Purplebee's. Adding new owners.
- Change of Ownership Application for a Retail Marijuana Store located at 428 South McCulloch Boulevard, Building A, Pueblo West, Colorado 81007 submitted by SBUD, LLC dba Star Buds. Adding new owners.
- Approval of Hearing Officer Findings and Order for a Retail Marijuana Cultivation Facility located at 46795 East Highway 96, Unit 4, Avondale, Colorado 81022 submitted by Emerald Fields Grow, LLC dba Los Suenos Farms.

V. REGULAR MEETING AGENDA ITEMS

LIQUOR LICENSES - NONE

MARIJUANA ESTABLISHMENT LICENSES

- Approval of Hearing Officer Findings and Order for a Retail Marijuana Cultivation Facility located at 59 North Laser Drive, Pueblo West, Colorado 81007 submitted by Bennett Holdings, LLC.

Mr. Reyes indicated from what he read in the documentation, it appeared the applicant paid most of their 2020 taxes late and he wanted to know how many month's taxes were late. He also asked if this applicant had a history of paying late taxes or was this the first year?

Ms. Stringer indicated this was the Applicant's first time going before the Hearing Officer and they hadn't been on a Liquor and Marijuana Licensing Board agenda for tax issues previously. She added that any applicant with even the slightest tax infraction is referred to the Hearing Officer.

Ms. Long reviewed the Applicant's Staff Memo for the Board, which revealed a history of late tax payments. She added the Applicant hadn't been before the Hearing Officer for this issue prior to July of this year, and at the time of the hearing, they were current on their taxes. She noted the Hearing Officer's condition in the Findings and Order stated the Applicant must pay all taxes on time. Ms. Long explained if the Applicant was to pay taxes late again, they could be referred to Enforcement for an immediate hearing based on the way the Pueblo County Code is written regarding conditions. Ms. Long stated if the Applicant was informed at the time of their renewal they had not complied with the condition, they would automatically be required to appear before the Hearing Officer for him to consider a more severe penalty.

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Mr. Reyes motioned to approve the Hearing Officer Findings and Order for a Retail Marijuana Cultivation Facility located at 59 North Laser Drive, Pueblo West, Colorado 81007 submitted by Bennett Holdings, LLC. Ms. Robinson seconded the motion. The motion carried unanimously.

- Change of Ownership Application for a Retail Marijuana Cultivation Facility located at 46795 East State Highway 96, Unit 2, Avondale, Colorado 81022 submitted by Baseball 18, LLC dba Los Suenos Farms. Removing owners and adding new owners.

Ms. Stringer indicated this Change of Ownership was placed on the Regular agenda to inform the new owners and the Board of issues with the facility, including an Off-Street Parking Plan under review, as well as the need for the Applicant to submit a zoning authorization request to legally establish existing structures on the property. She added the issues were to be taken on by the new owners as a responsibility to complete on their part.

Ms. Archuletta asked if there was a deadline to resolve these issues. Ms. Stringer indicated there was not.

Mr. Reyes inquired if there were four business on this parcel of land. Ms. Stringer stated there were 3: Los Suenos, LLC dba Los Suenos Farms, Emerald Fields Grow, LLC dba Los Suenos Farms, and Baseball 18, LLC dba Los Suenos Farms.

Ms. Robinson motioned to approve the Change of Ownership Application for a Retail Marijuana Cultivation Facility located at 46795 East State Highway 96, Unit 2, Avondale, Colorado 81022 submitted by Baseball 18, LLC dba Los Suenos Farms. Removing owners and adding new owners. Ms. Stein seconded the motion. The motion carried unanimously.

- Change of Ownership Application for a Retail Marijuana Cultivation Facility located at 59 North Laser Drive, Pueblo West, Colorado 81007 submitted by Bennett Holdings, LLC. Adding new owners.

Ms. Stringer informed the Board the item was placed on the Regular Agenda because the Hearing Officer's Orders needed to be ratified or a decision made regarding the Orders prior to the item being approved.

Mr. Reyes motioned to approve the Change of Ownership Application for a Retail Marijuana Cultivation Facility located at 59 North Laser Drive, Pueblo West, Colorado 81007 submitted by Bennett Holdings, LLC. Adding new owners. Mr. Casaus seconded the motion. The motion carried unanimously.

- Change of Ownership Application for a Retail Marijuana Cultivation Facility located at 46795 East State Highway 96, Unit 4, Avondale, Colorado 81022 submitted by Emerald Fields Grow, LLC dba Los Suenos Farms. Adding new owners.

Ms. Stringer informed the Board the item was placed on the Regular Agenda because the Hearing Officers Orders needed to be ratified or a decision made regarding the Orders prior

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to this item being approved. Also, there was a pending Modification of Premises which the new owners would become responsible for and needed to be completed by the next renewal date of January 26, 2022.

Ms. Robinson motioned to approve the Change of Ownership Application for a Retail Marijuana Cultivation Facility located at 46795 East State Highway 96, Unit 4, Avondale, Colorado 81022 submitted by Emerald Fields Grow, LLC dba Los Suenos Farms. Adding new owners. Mr. Reyes seconded the motion. The motion passed with a condition that the Applicant would complete and receive approval for the Modification of Premise by the date of renewal on January 26, 2022.

- Change of Ownership Application for a Retail Marijuana Cultivation Facility located at 46795 East State Highway 96, Unit 3, Avondale, Colorado 81022 submitted by Los Suenos, LLC dba Los Suenos Farms. Removing owners and adding new owners.

Mr. Casaus motioned to approve the Change of Ownership Application for a Retail Marijuana Cultivation Facility located at 46795 East State Highway 96, Unit 3, Avondale, Colorado 81022 submitted by Los Suenos, LLC dba Los Suenos Farms. Removing owners and adding new owners. Ms. Robinson seconded the motion. The motion carried unanimously.

ADJOURN

There being no further regular business before the LMLB, the meeting was adjourned at 6:31 P.M. The next LMLB meeting is scheduled to be held on Monday, October 11, at 6:00 P.M. in the Commissioners' Chambers at the Pueblo County Courthouse, 215 West 10th Street.

Respectfully submitted,



Kim Wiley, Recording Secretary
Department of Planning and Development